Approved for use through 09/30/2007. OMB 0651-0031
U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

	Under the Paperwo	rk Redu	ction Act of 1995, no persons are	e required to respond to a collection of	information unless it contains a valid OMB control number.
Substitute	for form 1449/PTO				Complete if Known
				Application Number	10/660,122
INFO	RMATION	DIS	CLOSURE	Filing Date	9/11/2003
STAT	EMENT B	Y Al	PPLICANT	First Named Inventor	David Ecker
				Art Unit	1637
	(Use as many she	ets as	necessary)	Examiner Name	Angela Marie Bertagna
Sheet	1	of	3	Attorney Docket Number	DIBIS-0002US.P3

			U.S. PATENT I	DOCUMENTS		
Examiner	Cite	Document Number	Publication Date	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant	
Initials *	No. <sup>1</sup>	Number - Kind Code <sup>2</sup> ( <i>if known</i> )	MM-DD-YYYY	Cited Document	Passages or Relevant Figures Appear	
	A01	US 5,707,802	01/13/098	Sandhu et al.		
	A02	US 5,763,169	06/09/98	Sandhu et al.		
	A03	US 6,180,339	01/30/01	Sandhu et al.		
	A04	US 6,613,520	09/02/03	Ashby et al.		
	A05	US 7,108,974	09/19/06	Ecker et al.		
	A06	US 7,217,510	05/01/07	Ecker et al.		
	A07	US 7,226,739	09/04/07	Ecker et al.		
	A08	US 7,255,992	08/01/07	Ecker et al.		
	A09	US 2003/0124556	07/03/03	Ecker et al.		
	A10	US 2003/0175695	09/18/03	Ecker et al.		
	A11	US 2003/0175696	09/18/03	Ecker et al.		
	A12	US 2003/0175697	09/18/03	Ecker et al.		
	A13	US 2003/0190605	10/09/03	Ecker et al.		
	A14	US 2004/0110169	06/10/04	Ecker et al.		
	A15	US 2004/0202997	10/14/04	Ecker et al.		
	A16	US 2004/0219517	11/04/04	Ecker et al.		
	A17	US 2006/0275788	12/07/06	Ecker et al.		
	A18	US 2006/0121520	06/08/06	Ecker et al.		
	A19	US 90/010,209 Re-exam	06/27/08	Ecker et al.		
	A20	US 90/010,210 Re-exam	06/27/08	Ecker et al.		

	FOREIGN PATENT DOCUMENTS							
Examiner	Cite	Foreign Patent Document	Publication	Name of Patentee or	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear			
Initials*	No. <sup>1</sup>	Country Code <sup>3</sup> - Number <sup>4</sup> - Kind Code <sup>5</sup> ( <i>if known</i> )	Date MM-DD-YYYY	Applicant of Cited Document		T <sup>6</sup>		

Examiner Signature	Date Considered	

\*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant. Applicant's unique citation designation number (optional). See Kinds Codes of USPTO Patent Documents at <a href="https://www.uspto.gov">www.uspto.gov</a> or MPEP 901.04. Enter Office that issued the document, by the two-letter code (WIPO Standard ST.3). For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. Nind of document by the appropriate symbols as indicated on the document under WIPO Standard ST. 16 if possible. Applicant is to place a check mark here if English language Translation is attached. This collection of information is required by 37 CFR 1.97 and 1.98. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it contains a valid OMB control number

Substitute fo	or form 1449/PTO			Complete if Known		
INICOE	ORA A TIONI	DIC	CLOCUDE	Application Number	10/660,122	
			CLOSURE	Filing Date	9/11/2003	
SIAII	FMENIB	Y AI	PPLICANT	First Named Inventor	David Ecker	
				Art Unit	1637	
	(Use as many she	ets as	necessary)	Examiner Name	Angela Marie Bertagna	
Sheet	2	of	3	Attorney Docket Number	DIBIS-0002US.P3	

		NON PATENT LITERATURE DOCUMENTS	
Examiner Initials *	Cite No. <sup>1</sup>	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published.	T 2
	A21	Application Serial No: 10/156,608 Office Communication Mailed 06/02/05 (DIBIS-0002US.D1) with associated Information Disclosure Statement filed 11/28/2005	
	A22	Application Serial No: 10/660,997 Office Communication Mailed 04/26/07 (DIBIS-0002US.P2) with associated Information Disclosure Statement filed 02/20/2007	
	A23	Application Serial No: 10/660,996 Office Communication Mailed 07/10/07 (DIBIS-0002US.P4) with associated Information Disclosure Statement filed 02/21/2007	
	A24	Application Serial No: 11/233,630 Office Communication Mailed 04/16/08 (DIBIS-0002US.C7)	
	A25	Application Serial No: 11/331,987 Office Communication Mailed 07/09/08 (DIBIS-0002US.C9)	
	A26	Application Serial No: 10/754,415 Office Communication Mailed 06/12/08 (DIBIS-0003US.P2)	
	A27	Application Serial No: 10/418,514 Office Communication Mailed 04/15/08 (DIBIS-0035US)	
	A28	Application Serial No: 10/418,514 Office Communication Mailed 07/01/08 (DIBIS-0035US)	
	A29	Application Serial No: 90/010,209 Office Communication Mailed 06/27/08 (DIBIS-0003USRE)	
	A30	Application Serial No: 90/010,209 Office Communication Mailed 07/22/08 (DIBIS-0003USRE)	
	A31	Application Serial No: 90/010,210 Office Communication Mailed 06/27/08 (DIBIS-0002D1.RE)	
	A32	Application Serial No: 90/010,210 Office Communication Mailed 07/22/08 (DIBIS-0002D1.RE)	
	A33	European Patent Office Communication 96(2) EPC for 02709785.6 dated 11/20/2006 (DIBIS-0002EP)	

Examiner	Date	
_ · ·		
Signature	Considered	

<sup>\*</sup>EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

Applicant's unique citation designation number (optional). Applicant is to place a check mark here if English language Translation is attached. This collection of information is required by 37 CFR 1.98. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 120 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it contains a valid OMB control number

Substitute fo	or form 1449/PTO			Complete if Known		
INICOE	ORA A TIONI	DIC	CLOCUDE	Application Number	10/660,122	
	<del>-</del>		CLOSURE	Filing Date	9/11/2003	
STATI	EMENTB	Y AI	PPLICANT	First Named Inventor	David Ecker	
				Art Unit	1637	
	(Use as many she	ets as	necessary)	Examiner Name	Angela Marie Bertagna	
Sheet	3	of	3	Attorney Docket Number	DIBIS-0002US.P3	

		NON PATENT LITERATURE DOCUMENTS	
Examiner Initials *	Cite No.1	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published.	T 2
	A34	European Supplemental Search Report for 03810055.8 dated 07/09/2007 (DIBIS-0002EP5)	
	A35	GENDEL et al., "Computational analysis of the specificity of 16S rRNA-derived signature sequences for identifying food-related microbes" Food Microbiology (1996) 13:1-15	
	A36	International Search Report for PCT/US03/38795 dated 04/19/2004 (DIBIS-0002WO2)	
	A37	International Search Report for PCT/US03/38757 dated 06/24/2004 (DIBIS-0002WO4)	
	A38	International Search Report for PCT/US03/38505 dated 04/12/2005 (DIBIS-0002WO5)	
	A39	International Search Report for PCT/US2005/018031 dated 06/28/2006 (DIBIS-0060WO)	
	A40	JACKSON et al., "Mass spectrometry for genotyping: an emerging tool for molecular medicine" Molecular Medicine Today (2000) 6:271-276	
	A41	Table listing related applications and office actions and rejections from those related applications	

Examiner	Date	
Signature	Considered	

<sup>\*</sup>EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance

and not considered. Include copy of this form with next communication to applicant.

Applicant's unique citation designation number (optional). Applicant is to place a check mark here if English language Translation is attached. This collection of information is required by 37 CFR 1.98. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 120 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.